



GAU 1722

Attorney's Docket No. 11496/195086

PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

*In re* Application of Briere, *et al.*

Re-Issue Application Serial No. 09/553,413

Filed: April 20, 2000

For: **BLOW MOLDING DEVICE FOR PRODUCING THERMOPLASTIC CONTAINERS (U.S. Patent No. 5,968,560; Issued October 19, 1999)**

Commissioner for Patents  
Washington, DC 20231

Group Art Unit 1722

Examiner: Davis, Robert B.

RECEIVED

MAY 1 2002

TC 1700

COPY OF PAPERS  
ORIGINALLY FILED

25C/KW  
5/7/02

**APPLICANT'S AMENDMENT AND RESPONSE TO THE  
FIRST OFFICE ACTION ON THE CONTINUED PROSECUTION APPLICATION**

Sir:

In response to the Office Action dated March 18, 2002, in the above-styled patent re-issue application, please enter the following amendment and reconsider the application in view of the amendment and the appended remarks.

AMENDMENT

Please ~~cancel~~ claims 32 and 33 without prejudice. Following this amendment, claims 1-21 and 34-40 remain in the application, all of which were allowed in the Office Action.

REMARKS

The Applicant notes the recent filing on April 4, 2002, of a Supplemental Information Disclosure Statement along with approximately thirty-nine (39) references for consideration. These references came to light during litigation and, for that reason, the Applicant felt compelled to cite them. The Applicant is confident that a review of these references will not alter the Examiner's reasons for the indication of allowable subject matter.

The Applicant also notes the filing herewith of its "Notice of Termination of Litigation," pursuant to 37 C.F.R. § 1.178(b), informing the Office of the settlement of the litigation concerning the underlying patent, U.S. Patent No. 5,968,560.